SINGLE BENCH

3

1

BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH AT

BILASPUR (C.G.)

WRIT PETITION NO. 1596 /2006

PETITIONER

Kashinath Ram, son of late Vasudeo aged about 62 years, working as Principal, Indira Gandhi Higher Secondary School, Ram nagar, Supela, Bhilai, Resident of Shanti Nagar, Supela, Bhilai, Distt. Durg (C.G.)

P.R. No. 1660/06 Presented by Sri Anil Pasricha dated 28/3/06

VERSUS

RESPONDENTS

1. State of Chhattisgarh through – the Secretary, Department of School Education, Dau Kalyan Singh Bhawan, Chhattisgarh Secretariat, Raipur (Chhattisgarh).

2. The Director (School Education) Distt Raipur (C.G.)

3. Distt Education Officer, distt. Durg (C.G.)

4. Adarsh Shiksha Samiti, through – its President Ram Singh, resident of Ram Nagar, Bhilai, Distt. Durg (C.G.)

RECEIVED COPY 29.3.06 CLERK to A. G. BILASPUR

28/3/06

(4)

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT / WRITS, ORDER / ORDERS, DIRECTION / DIRECTIONS IN THE NATURE OF MANDAMUS / CERTIORARY / PROHIBITION ETC.

FR

26

HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. No. 1596 of 2006

Petitioner Kashinath Ram

Versus

Respondents State of Chhattisgarh and others

Single Bench : Hon'ble Mr. Justice **Satish K. Agnihotri**.

Shri Anil Paswan, Advocate for the petitioner.

Shri A. S. Kachwaha, Advocate for the respondents No.1 to 3.

None for the respondent No. 4.

ORAL ORDER

(29th March, 2006)

The following order of the Court was passed by **Satish K. Agnihotri, J.**

1. The petitioner was employed as Teacher. Thereafter he was promoted to the post of Principal in the year 1973. According to the petitioner, he has been teaching students of class 9th, 10th, 11th and 12th also, time to time. The petitioner has filed this petition seeking a direction that the Divisional Education Officer be directed to extend the period of service of the petitioner to 65 years in view of the Circular dated 9.12.1974. The said circular provides that keeping in view the high educational qualification and physical condition of the Teacher, his services may be extended up to the age of 65 years from the age of 62 years.

2. The petitioner does not acquire any right, by virtue of the circular dated 9.12.1974, as this is for the Government to consider the qualification and physical condition of the employee before granting extension of service up to 3 years that too in the public interest. It appears that the petitioner has not been granted

27

extension of service up to 65 years. The respondents-State cannot be directed to consider the case of the petitioner and grant extension of service by three years, as prayed for by the petitioner in this petition.

3. For the reasons stated-above, no case has been made out for interference by this Court. The petition fails and is dismissed. No order as to costs.

Sd/-
Satish K.Agnihotri
Judge